Scott 11-48—34,848—20-1-22.

Land Settlement (1922) Department.

Land Settlement SERIES:

G.O. No. 1461

1461.

DATED 4-11-1922

4-11-1922

[Despatch Abstract.]

South Sandalwood trees

South Kanara District kumaki lands - Concession hunters.

D19937
22.9.22

Office of the Chief Chief Conservator of Forests, Chepauk dated 16th Septr. 22

Refce. No. 2559/22-1

From

H. Tireman Esq.,

Ag. Chief Conservator of Forests,

Madras.

The Secretary to Government:

Development Department

Sir,

Subject: Conference Proceedings (Mangalore, 16-12-21)

Forest matters (discussed)

Refce. G.O.No.229 Development Department dated 13-2-22.

(A)

Cat
Page 30 Para 229
13-2-22

One of the subjects discussed at the meeting of the Conference held at Mangalore (vide item 7 of the ~~P~~ceedings) related to the inconvenience caused to the Kumakidars on account of the full seigniorage fees charged by Government for sandalwood on Kumakis, and/the responsibility attaching to the Kumakidars for the maintenance of the trees at the risk of forfeiting their Kumaki privileges.

With reference to this complaint, the meeting decided that the policy of the Department must be to encourage Kumakidars to look after the sandalwood on their lands and that the Conservator should consult the Collector regarding the fixing of a suitable remuneration to be paid to the Kumakidars when trees are removed by the Forest Department.

2. The District Forest Officers, North and South Mangalore Divisions, and the Collector of South Kanara have since thoroughly discussed the question as to what remuneration should be paid and they propose the following arrangement:—

(i) If a sandalwood tree cut by the Department contains no heartwood, it should be given away to the Kumakidar free,

(ii) If it contains heartwood, the Forest Department will take the tree and pay the Kumakidar 1/3 of the value of the tree calculated at the seigniorage rates in force as noted in the margin (i.e. rates adopted for assessing tree value recoverable from Darkhast lands).

Sandalwood trees

Trees	under 6" in girth ..	Free
"	from 6" to 9" ..	Rupee 1/ each.
"	" 10" to 18" "	Rs.6/ "
"	" 19" to 24"	Rs.10/- "
"	" 24" .	Rs.20/ "

Note Girth to be taken one foot above ground.

3. There is no doubt that the existence of sandal trees on kumaki land is a serious nuisance to the Kumakidar. There is no inducement to him to foster the growth of the trees; on the other hand there is every inducement to destroy them if he can do so without being caught. The proposal would not only remove a grievance but should also encourage the Kumakidar to foster the growth of sandal on his land.

I request that the Government will be pleased to sanction this proposal.

Aiyangar
18.9.21
For Ag. Chief Conservat

MS/ 18-9
DX.
18.9.21

3/

Copy of letter from the Conservator of Forests, VI Circle, Ref.No.M. 2243/21 dated 28th July 1922.

Subject:- Sandalwood.- Kumakis compensation to Kumakidars

With reference to para 7 of the Proceedings of the meeting held at South Kanara I forward a copy of a report on the subject from the District Forest Officer, South Mangalore. I think his proposals are reasonable and suggest that Government sanction be obtained thereto. They may possibly encourage kumakidars to foster the growth of sandal on their lands, and in any case should result to a certain extent on removing a grievance.

Copy of report Ref.C No.497/F.22-1 dated 7th April 1922 from the District Forest Officer, South Mangalore, to the Conservator of Forests, VI Circle.

The question of what payments may be made to kumakidars for sandalwood removed from their kumakis, was thoroughly discussed by myself with the Collector and District Forest Officer North on the 1st instant and it was agreed that if a tree after it is cut is found to contain no heartwood it may be given away wholly to the kumakidar with permission to dispose it off as he likes while on the other hand, if it contains heartwood, he may be given one-third the value of the trees calculated at the seigniorage rates in force i.e. rates at which trees are valued when assigning lands on darkhast).

For Sandalwood trees.

Trees under 6" in girth ..	Free
Trees from 6" to 9" in girth .	Rupee 1 each
Trees from 10" to 18" in girth	Rs. 6/ each.
Trees from 19" to 24" in grith ..	Rs.10/ each.
Trees from 24" in girth ..	"Rs.20/-each.

The rates differ according to age and size of trees and are given in margin for Conservator's information.

Note Sandalwood trees are to be measured 1 foot above the ground.

It seems that according to the way in which kumaki privileges are interpreted, though a Kumakidar cannot utilise any Reserved tree without permission of District Forest Officer and which permission is given only if the tree is to be utilised by him for his domestic or agricultural use, yet Government have no right to fell any tree in kumaki without the consent of the kumakidars. Thus

if a kumakidar is inclined to be obstinate, the tree will have to be allowed to rot. Therefore we will have to first take consent to kumakidars before any sandal tree is felled and if he agrees that we may fell and remove sandalwood, we will do so on the above mentioned conditions only

AD
99 n

5/-

Due Dept

Subject - Sanctioning Pucca Bridge

land in the Sixth Cantonment

C.no. 1993-I from the C.C. No. 2559/IV

To Under Secy

Please see the letter from the C.C. on page 1 - 2 pts. On the circumstances explained by the C.C. his proposal contained in para 2 of his letter may be sanctioned. Draft order is submitted for approval.

Can be self contained

6-10-22

Submitted for approval

To Under Secy

A revised draft submitted for approval.

Please see in connection with Forest Memo defining "Kumeka land"

Chas

9-10-22

29-10-22

Sanctioned tender of South Kanara Dist. are ~~not~~ entitled to cut over such a community or a individual ~~portion~~ possessing certain rights and to such free grazing and take timber as customarily permitted for the enjoyment of the community or the holder of a hereditary privilege, is bound to preserve all the trees on the

lands, which belong to the "Reserved" class.
In case these duties are not properly performed, the Collr has the power to suspend or cancel the privileges enjoyed by a written order
(V. Rules 7 A on pp 38-39 of the Forest Manual). 36-35
Now, the C's proposal, which I must admit is not understood by me, is to grant the Kumaki-holder an inducement to look after the Sandal-wood-trees on the area. Under the conditions of this grant of Kumaki privileges he is bound to look after the trees Sandalwood is a "Reserved" class tree if he does not perform this duty properly, he forefeits the privileges.
Now, why this additional inducement is required in the case of Sandalwood trees is not understood but grant of such additional remuneration to the numerous that enjoy grazing rights & "unreserved" trees, in Villages may lead to misunderstandings. Further the grant of the Kirigiriyas-fees levied by Govt. to Kumaki, may lead to belief in their minds that the trees were theirs — an idea which should not be allowed to spring up.
Possibly one of the reasons why this additional remuneration is proposed

A/y

in the case of Sandalwood may be the Valuable value will prove wood but a Tamarind or a mango tree which is well yielding or old enough to yield fruit trees may be given to be brought under this category in the husband [illegible] the subject to collr the DFOs or the DC of Forests Maritzburg

D/Hmb 12.10.22

I think this should be enough for this report of the Conservators Conference & to give the K'dars an interest in the conservation of this Sandal

WTP 16/10

W 16/10 S. 11. Ret 18/10

16 Oct

There is a good deal in the criticisms of the Under Secretary. I should like the file sent with a D.O. to Mr Couchman asking him for his advice He has a large experience of South Manara. What I would particularly like to know is whether practical recognition of some kind of ownership of sandalwood trees Kumakidars' is likely to form an awkward precedent. The mere fact that we have to use the rather vague term "remuneration" in the draft order itself indicates a difficulty in defining the exact position.

to Mr Couchman

Send to Mr Couchman

Ref Secno 1993 I/22

18.10.22

AH 16

42

Kumaki dars are allowed to use other Reserved trees for domestic agricultural purposes on permits issued by the Rev. Dept

Sandal trees cannot be required for any domestic or agricultural purpose

These only value lies in the fact that they contain scented heart-wood, so they are clearly distinguished from all other Reserved trees. I don't think that any rule allowing them some reward ('remuneration') for protecting sandal trees would form an awkward precedent for the above reason. The position is that the kumaki dars are the custodians of the sandal trees growing on their kumaks. The remuneration would encourage them to be faithful custodians.

D229 I
27 X 22
Sec'y Rev Dept
U.O

MRJ
26.X.22.

Secy Dept—

For orders. C/o note will be found on the previous page.

S/ [illegible]
30/10

in 30/10
to 14
RE 1/11

Draft approved
[illegible] 31 x 22

GOVT. OF MADRAS SECRETARIAT DEPARTMENT
2 NOV.

Copied by
Examined

Scott. XI-10 (a)—35,106—9-2-20.

10 Dev. DEPARTMENT.

Forest — Sandalwood trees South Kanara dist — Kumaki lands — Concession Kumakidars

(7)

READ AGAIN G.O. No. 229 Dev. dated 13 — 2 — 1922

" " " " " " 192

READ ALSO:—

C. No. 1993-F From the C.C.7, No. 2559/22, dated 16-9 1922

" " " " " " 192

" " " " " " 192

27 OCT 1922 SECRETARY TO GOVERNMENT DEVELOPMENT DEPARTMENT MADRAS

ORDER.

No. 1461, dated 4 - XI - 1922

Mis. V

D.F./3/11

Corrections in Appendix

The Govt accept the recommendation of the C.C that the policy of the Forest Dept must be to encourage Kumakidars to look after the Sandalwood on Kumaki lands and that a suitable remuneration should be paid to them when trees are removed by the Forest Dept. They accordingly sanction the following arrangement proposed by the Dist. For. Officers, the Collector of South Kanara and recommended by the

11

(i) If a sandalwood tree cut by the forest dept contains no heart wood, it should be given away to the Kumakidar free

(ii) If it contains heart wood, the forest dept will take the tree and pay the Kumakidar ⅓ of the value of the tree calculated at the seigniorage rates in force as noted in the margin

KMR
3.11.22

RR

DESPATCHED
10/11/22

Sandalwood trees

Trees under ~~girth~~ 6" in girth — Free
" from 6" to 9" - Re 1/-
" " 10" to 18" - Rs 6/-
" " 19" to 24" - Rs 10/-
" " 24" - Rs 20/-

To
The C.C.F.